UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

EIGHT MILE STYLE, LLC, and MARTIN AFFILIATED, LLC,

Plaintiffs,

vs.

APPLE COMPUTER, INC. and AFTERMATH RECORDS d/b/a AFTERMATH ENTERTAINMENT

Defendant.

Case No. 2:07-cv-13164
Hon. Anna Diggs Taylor
Magistrate Judge Donald A. Scheer

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PLAINTIFFS EIGHT MILE STYLE, LLC AND MARTIN AFFILIATED, LLC'S NOTICE OF FILING OF SUPPLEMENTAL AUTHORITY

Plaintiffs Eight Mile Style, LLC ("Eight Mile") and Martin Affiliated, LLC ("Martin") (collectively "Plaintiffs") hereby submit this Notice of Filing of Supplemental Authority to their Memorandum in Opposition to Defendants' Motion for Summary Judgment.

1. Defendants Apple, Inc. and Aftermath Records d/b/a Aftermath Entertainment filed their Revised Motion for Summary Judgment on July 28, 2008. (Doc. No. 66.) Plaintiffs filed their Memorandum in Opposition to Defendants' Motion for Summary Judgment on August 28, 2008. (Doc. No. 74.)

2. The final sentence of Plaintiffs' Memorandum in footnote 17, page 7 of their Memorandum reads "The UMG/Apple relationship is thus a license relationship, and cannot constitute a seller/buyer relationship as a matter of law. (See Abrams Decl. ¶ 4, U.C.C. 2-106(1).)"

3. Plaintiffs inadvertently omitted an additional citation in support of this statement, *see also UMG Recordings, Inc. v. Augusto*, 558 F. Supp.2d 1055, 1060-1062 (C.D. Cal. 2008).

4. Plaintiffs respectfully request that the Court take notice of their citation to this supplemental authority.

DATED: September 8, 2008

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was served via the Court's Electronic Filing System:

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this 8th day of September 2008.

s/ Richard S. Busch